FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO. 1168 OF 2005
IN
SECOND APPEAL NO. 673 OF 2003
AND
CIVIL APPLICATION NO. 988 OF 2003

Office Notes, Office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders	Court's or Judge's orders

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Mr. T.S. Ingale for applicants.

CORAM: B.H. MARLAPALLE,J.
24/04/2007.

P.C.:

. Heard. This is an application for bringing the names of the LRs of deceased respondent no.2 on record. As per the office note the application is beyond time by 1 year and 349 days.

. Admittedly, the respondent no.2 died on 18/1/2002 and it is claimed that the applicants were not aware about the legal procedure required to be followed by filing Civil application for bringing the

names of LRs of respondent no.2 on record and learnt about the same when they received letter from their advocate in the month of February, 2004 that the notice before admission issued in the appeal was returned back unserved with bailiff report that the respondent no.2 is reported to be dead.

. Hence the delay condoned subject to payment of costs quantified at Rs.500/- and to be remitted to the Maharashtra State Legal Services Authority within two weeks from today.

. Application is allowed in terms of prayer clause (a). Appeal memo be amended accordingly forthwith.

. List the appeal for admission on 30/4/2007.

(B.H. Marlapalle,J.)